

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office APR 28 2004

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 28 2004

The applicant **Phillip C. Hayes and Karen L. Hayes** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.)

1. The source of the proposed appropriation is **underground source**
2. The amount of water applied for is **2.02 AFA .4040 Ac's .004 CFS** second-feet
 - (a) If stored in reservoir give number of acre-feet -
3. The water to be used for **Commercial and Domestic**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated -
 - (b) Stockwater, state number and kinds of animals to be watered -
 - (c) Other use (describe fully under No. 12. "Remarks") -
 - (d) Power:
 - (1) Horsepower developed -
 - (2) Point of return of water to stream -
5. The water is to be diverted from its source at the following point **within the NW¼ of the NE¼ of Section 8, T.19S., R.53E., M.D.B.&M.; Nye County, Nevada from which the N¼ corner of said Section 8 bears N 64°37'55" W a distance of 1183.42 feet.**
6. Place of Use being **the SE¼ of the NE¼ of the NW¼ of the NE¼ of Section 8, T.19S., R.53E., M.D.B.&M., Nye County, Nevada excepting there from the East 30.00 feet for a road easement Place of Use also known as A.P.N. #27-251-09**
7. Use will begin about **Jan. 1st** and end about **Dec. 31st** of each year.
8. Description of proposed works **Existing 8" casing, submerable pump, pressure tank, dist. system and proposed water storage tank for fire protection.**
9. Estimated cost of works **\$5,000**
10. Estimated time required to construct works **2 years**
11. Estimated time required to complete the application of water to beneficial use **5 years**
12. Remarks: **This proposed commercial water system will provide service to one (1) existing 2100 S.F. residence, one (1) existing 4800 S.F. building to be used for light industrial manufacturing, water storage tank for fire protection and landscaping.**

By **Ronnie M. Phillips Agent**
s/Ronnie M. Phillips
1191 W. Betty Ave.
Pahrump, Nevada 89060

Compared cmf/sam ag/sam

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

Permit 71134 is granted to provide water service to Nye County Assessor's Parcel Number (APN) 27-251-09.
(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.004 cubic feet per second, **but not to exceed 2.02 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

November 3, 2006

Proof of completion of work shall be filed on or before:

December 3, 2006

Water must be placed to beneficial use on or before:

November 3, 2009

Proof of the application of water to beneficial use shall be filed on or before:

December 3, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 3rd day of November, A.D. 2004



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____